

SOUTH CAROLINA PUBLIC SERVICE COMMISSION

STANDING HEARING OFFICER DIRECTIVE

DOCKET NO. 2016-118-T ORDER NO. 2016-46-H

MAY 5, 2016

Standing Hearing Officer: David Butler

DOCKET DESCRIPTION:

Application of Moving Professionals, LLC d/b/a Moving Pros for a Class E (Household Goods) Certificate of Public Convenience and Necessity for Operation of Motor Vehicle Carrier

MATTER UNDER CONSIDERATION:

Request to be allowed to take deposition of a shipper witness

STANDING HEARING OFFICER'S ACTION:

The Applicant Moving Professionals, LLC d/b/a Moving Pros requests approval to take the deposition of a shipper witness, or witnesses, at a time to be determined by the parties, via telephone or otherwise at the offices of Adams and Reese LLP, 1501 Main Street, 5th Floor, Columbia, South Carolina 29201, or at such other place as shall be agreed upon by the parties. Request granted. The Office of Regulatory Staff does not oppose the motion. Further, taking the deposition of shipper witnesses in a Class E Household Goods case has been a common and useful practice in such matters before the Commission. Such a deposition is useful particularly in accommodating the schedule of any such shipper witness or witnesses. A deposition saves time and the expense of presenting a live shipper witness in hearings, such shipper witness being required in Class E Household Goods cases under 10 S.C. Code Ann. Regs. Section 103-133.1 to show the public convenience and necessity criterion of proof. In this case, the request to take the deposition of a shipper witness for subsequent use in the hearing is certainly meritorious under 10 S.C. Code Ann. Regs. 103-834, and therefore the request to take the deposition is granted. Said deposition of shall be taken at such time and place as may be agreed upon by the parties, or at the offices of the Applicant's counsel. Such witness or witnesses shall testify regarding the question of whether there is a statewide demand for household goods moving services that is not currently being met, and on any other relevant matters as may be agreed upon by the parties. The deposition may take the place of a live shipper witness or witnesses at the hearing on the request for a Class E Household Goods Certificate. Also, the deposition

transcript may be filed in lieu of pre-filed testimony for a shipper witness or witnesses in this Docket.